IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 900 of 1990

M/s.Vali Mohamed Hasam & Co. &Anr... Plaintiffs

versus

M/s.Assam Bengal Roadlines & Anr. .. Defendants

...

Ms.S. Dwevide i/b P.N. Sadarangani for the planitiffs.

None for the defendants.

CORAM : D.G. KARNIK, J

DATED : 23rd June 2006.

P.C.:

1. Heard learned counsel for the plaintiffs. None present for the defendants. The defendants have not filed the written statement.

2. Counsel for the plaintiffs submit that this is a simple money suit and a decree under Order 8 Rule 10 be passed. In the absence of written statement, averments made in the plaint are deemed to be admitted.

Submission of the plaintiff is therefore accepted.

3. Suit of the plaintiffs is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (1), (2) and (3).

(D.G. KARNIK, J)